

MADRAS RECORD OFFICE.

Government of Madras.

Political DEPARTMENT.

G.O. No.	47	Press ~~Mis.~~
Dated	21-1-	1861

Not to be folded or roughly handled

1028

*Proceedings of the Madras Government, Political Department,
21st January 1861.*

No. 89. Read the following Proceedings of Government in the Revenue Department, dated 16th January 1861, No. 117.

Communicating the Order passed on Proceedings of Government, Political Department, No. 20, dated 8th January 1861, communicating to the Revenue Department paragraph 7 of a Despatch from the Secretary of State, No. 21, dated 30th November 1860, relative to the exemption from quit-rent of the late Nabob's gardens at and near Arcot.

(Vide Proceedings Revenue Department, dated 16th January 1861, Nos. 232 and 233.)

No. 90.

ORDER THEREON, 21st January 1861, No. 47.

To be recorded.

(Signed) T. PYCROFT,
Chief Secretary.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following Proceedings of the Board of Revenue :—

Submitting with the Board's remarks a letter from the Collector of North Arcot reporting the results of his enquiries into the subject of the removal by the Tahsildár of Kávéri-pakam Taluq of certain slabs from a water channel in the Nine-lack garden at Arcot.

(Here enter 31st July 1860. No. 3,502.)

ORDER THEREON, 13th August 1860, No. 1,347.

1. The Board of Revenue submit a letter from the Collector of North Arcot (with one enclosed from Deputy Collector Narasimha Pantulu), reporting in reply to an Order of May 2nd 1860, No. 704, the result of the enquiry into the charge brought against the Tahsildár of Kávéri-pakam Taluq of North Arcot District, by the Receiver of Carnatic Property, of violent and illegal conduct in connection with a watercourse in the Nine-lack garden.

2. It has been fully proved that the information given to Mr. Dale by his Agent Mr. Potter, and on which the charge was based, was false in the essential points. The stone ordered by the Tahsildár to be removed from the channel dam, instead of having been there for thirty years, as reported by Mr. Potter to the Receiver, was placed there in February last by Mr. Potter himself, as he stated on oath before the Deputy Collector. Thus it was Mr. Potter who was guilty of trespass; and the Tahsildár only did his duty in removing the stone.

3. Encroachments of this kind may frequently lead to affrays and even bloodshed. That Mr. Potter's act had not such serious consequences is due to the good sense of the Raiyats on both sides of the dispute; and to the prompt action of the Tahsildár. The Magistrate will warn Mr. Potter that any interference with the customary passage of the water renders him liable for the damage caused thereby to the crops; as well as to be prosecuted criminally.

4. Adverting to paragraph 6 of the Board's Proceedings, the Government will be prepared to approve any measures which the Collector and the District Engineer may consider to be calculated to ensure an equal division of the water of the channel, between the lands in the garden and those of Kávai village, provided those measures are fully concurred in by both the parties concerned; the expense to be divided between the Government and the Nabob's Estate, as proposed by the Board. Adverting however to the reason for such measures given by the Board, viz., to prevent future quarrels, the Government must remark that the existing arrangement has continued for many years, without any quarrels, so far as appears; and that probably things would still have gone on as peaceably, had it not been for Mr. Potter's intervention.

5. The Government fully agree with the Board that Mr. Potter's desire to admit Raiyats by tickets only, cannot be assented to. The Raiyats interested in the channel have by custom full right of access to it, both to clear it out when necessary, and to prevent their fair share of water being taken from them. It was only the right of exclusion asserted by Mr. Potter and submitted to by the Raiyats, which enabled him to place the stone on the dam and keep it there so long.

6. The Deputy Collector acted with promptitude in the matter. He received the Collector's order on the 17th May and his report was made on the 28th. The subsequent delay of two months occurred partly with the Collector and partly with the Board. The Collector gives reasons (paragraph 7) for that which occurred in his office. The Government desire that it may be pointed out to Narasimha Pantulu that his Report is needlessly wordy and diffuse; and that while it is minute in detailing many matters of no consequence to the issue, it wholly omits to give a precise description of the matter in dispute.

7. The Collector, in his letter to the Board alludes (paragraph 6) to the Order of the 28th May (No. 863) calling on him to furnish a description of the several properties belonging

to the Nabob's Estate in North Arcot. He states that his records contain no materials for supplying the information, and that the particulars required can only be obtained from the Chepauk Agency Office. This information will be communicated to Mr. Dale; but the Government cannot but think that some of the particulars at least might have been obtained by Mr. Robinson within the time occupied by vain search of the Records. The properties in the District belonging to the Nabob must be known, as well as their names; and their boundaries must be obtainable from the Karanams of the adjoining villages. The Board will instruct the Collector to supply these three particulars of information with as little delay as possible. There will remain only the extent, which, probably, cannot be furnished by the Collector, but must be procured independently by the Receiver.

8. Ordered that a copy of this Proceeding be transmitted to Mr. Dale in reply to his letter of the 5th April, together with a copy of the Board's Proceedings and the enclosures.

(True Extract.)

Signy L. D. Boudillan
Secretary to Government.

To the Board of Revenue.

„ Chief Engineer.

To C. Dale, Esq., with Board's Proceedings and enclosures.

Revenue Department
 Proceedings of the Madras Government
 Read the following

POLITICAL DEPARTMENT.

No. 20.

Read Extract from a Despatch from the Right Honorable the Secretary of State for India, dated London, 30th November 1860, No. 21.

Proceedings of the Madras Government, dated 8th January 1861.

Letter dated 10th August (No. 30) 1860.

7. I approve of the orders which have been issued relative to the exemption from quit-rent of the late Nawab's gardens at and near Arcot. It is presumed that proper steps have been taken in the case of the Tahsildar, whose reprehensible conduct was reported to your Government in Mr. Dale's letter of the 5th April, No. 69.

5. Paragraph 7 will be communicated to the Revenue Department with reference to the Proceedings dated 16th April 1860, No. 234.

(True Extracts.)

(Signed) J. Pycroft

Chief Secretary.

To the Revenue Department.

Order thereon 16th Jan 4/61 N^o 117.

The case of the Tahsildar referred to by the Secretary of State was disposed of in an order of the 13th August 1860. N^o 1347 and a copy of that order will be furnished to the Political Department.

Exd. F. Cartledge.

(True Extract)

C. M. A. C. C. O.

D^y Sec^y to Govt.

To The Political Dep^t with N^o 1347

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 N^o 38.

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